GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Commercial Taxes Department – Surprise Check conducted on the Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District on 18.01.2014 – Allegations of Corruption – Initiation of Disciplinary Proceedings against Sri Arji Durga Rao, Asst. Market Supervisor, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 - Article of Charges – Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.684 **Dated:27-08-2020**

Read the following:

1. From DG, ACB, Lr.Rc.No.12/DES-VSK/2014, dated 11.05.2018.
2. G.O.Ms.No.234, Revenue (Vig.II) Department, dt.27-08-2020.
3. G.O.Ms.No.235, Revenue (Vig.II) Department, dt.27-08-2020.

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O R D E R :

In continuation of the orders issued under Rule 24 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 in the reference 2nd read above, it is considered necessary to hold an enquiry against Sri Arji Durga Rao, Assistant Market Supervisor, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District under Rule 20 of the said rules.

2. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri Arji Durga Rao, Assistant Market Supervisor, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District is directed to submit within ten days of the receipt of this order a written statement of his defense.

4. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Arji Durga Rao, Asst. Market Supervisor, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Sri Arji Durga Rao, Assistant Market Supervisor, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is

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aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri Arji Durga Rao, Assistant Market Supervisor, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District (w.e, Annexures-I to IV) **through** the Agriculture & Cooperation (Vigilance.II) Department, A.P.Secretariat, Velagapudi. (with a request to serve the order on the individual and send the served copy with dated signature to Government)

Copy to

The Agriculture & Cooperation (Vigilance.II) Department, A.P.Secretariat, Velagapudi.

The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Velagapudi.

The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administration Block, 2nd Floor, Andhra Pradesh, Vijayawada.

SF / SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE—I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI ARJI DURGARAO, ASSISTANT MARKET SUPERVISOR, INTEGRATED CHECKPOST, PURUSHOTTAPURAM, ICHAPURAM MANDAL, SRIKAKULAM DISTRICT IN SC.NO.1/SC-ACB/VZM/2014 OF ACB VIZIANAGARAM RANGE.

That Sri Arji Durgarao, Assistant Market Supervisor, integrated check post, Ichapuram is a resident of Amadalavalasa. He joined in Government Service on 03.01.1976 as Chowkidar in Agricultural Marketing committee. Later he was promoted as Assistant Market Supervisor and posted at Rajam. Later he was transferred to integrated check post, Ichpauram on 10.06.2011 and he worked as such upto 22.11.2014 and committed the following grave mis-conduct in as much as.

CHARGE :-

That Sri Arji Durgarao while working as Assistant Marketing Supervisor at the integrated check post, Purushottapuram, Itchapuram failed to declare his personal cash in the personal cash declaration register maintained in the check post on the intervening night of 17/18-01-2014 while he was on duty.

Thus Sri Arji Durgarao, Assistant Marketing Supervisor by his above mentioned acts has exhibited lack of integrity, devotion to the duty and conduct unbecoming of a Govt. servant and contravened Rule 3(1) (2) & 9 (8) (B) of APCS (Conduct) Rules, 1964.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVOUR IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SRI ARJI DURGARAO, ASSISTANT MARKET SUPERVISOR, INTEGRATED CHECKPOST, PURUSHOTTAPURAM, ICHAPURAM MANDAL, SRIKAKULAM DISTRICT.

Sri Arji Durgarao, Assistant Market Supervisor, integrated check post, lchapuram is a resident of Amadalavalasa. His date of birth is 03.01.1957. He joined in Government Service on 03.01.1976 as Chowkidar in Agricultural Marketing committee. Later he was promoted as Assistant Market Supervisor and posted at Rajam. Later he was transferred to integrated check post, Ichpauram on 10.06.2011 and he worked as such till 22.11.2014. His date of attaining superannuation is on 31-12-2017. He is herein-after called as Government Servant.

CHARGE : -

That the Government Servant while working as Assistant Marketing Supervisor at the integrated check post, Purushottapuram, Itchapuram has failed to declare his personal cash in the personal cash declaration register maintained in the check post in the intervening night of 17/18-01-2014.

FACTS AND EVIDENCE:-

On receipt of credible information that the employees of the Commercial Tax Department, Transport Department, the Prohibition and Excise Department, Agriculture Market Committee and the Forest Department working at the integrated check post, Purushottapuram (Itchapuram) Srikakulam District were indulging in corrupt practices and collecting mamools (illegal gratification) from the crew of the transport vehicles passing through the check post and as per the instructions of the Head Office Anti Corruption Bureau, Andhra Pradesh, Hyderabad, a surprise check was organized by the Deputy Superintendent of Police, Anti Corruption Bureau, Vizianagaram Range over the integrated check post, Purushottapuram of Itchapuram mandal on the intervening night of 17/18.01.2014 from 00.30 hrs to 07.15 hours in the presence of mediators with the assistance of Anti Corruption Bureau Inspectors, Vizianagaram and Visakhapatnam Ranges and found certain irregularities.

When, the Deputy Superintendent of Police and other officials entered into the premises of Integrated Check-post, noticed 8 male persons found in the premises of check post, among them the Government Servant and another person was found in a counter outside of the check post building with the board of Agricultural Market committee and one male person was found in another room, separate from the maintain building of the check post with the board of Forest Department and the remaining 5 persons are found sitting on the chairs in the three counters in the main hall of the said check post building. Among them one person was found in uniform along with another person who is operating the computers in the last counter. The remaining two counters are manned by the officials in civil dress. It is also observed that the counter of Excise Department is found unmanned and it is locked.

The integrated check post is located at Purushottapuram village on the outskirts of Ichapuram on the NH-5 road, at the inter-state border of Andhra Pradesh and Orissa states. The Deputy Superintendent of Police deputed his staff members to guard all the counters. When the Deputy Superintendent of Police questioned about the in-charge of the check post, Sri Domburu Behara, Assistant Commercial Tax Officer informed that Sri V.Appala Naidu, Deputy Commercial Tax Officer is the Administrative officer and in charge of the

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check post from 10.00 hours to 17.00 hrs in the day time and the concerned senior Assistant Commercial Tax Officer will be in charge of the check post during night. At present Sri Damburu Behara, Assistant Commercial Tax Officer, Commercial Tax Department is the in-charge of the check post.

During the course of proceedings the DSP seized the following records from the Check-post.

1. Attendance Register for the month of January,2014.
2. Duty Register containing page written pages Nos.1 to 51.
3. Personal Cash Declaration Register containing page Nos 1 to 50 maintained from 29.12.2013.

On verification of personal cash declaration register, it is found that the Government servant while working in the integrated check post on the night of 17/18.1.2014 failed to declare his personal cash in the personal cash declaration register which is being maintained in the check post.

Thus the Government Servant by his above mentioned acts has exhibited lack of integrity, devotion to the duty and conduct unbecoming of a Government servant and contravened Rule 3(1) (2) & 9 (8) (B) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

The Government Servant has therefore rendered himself liable for regular departmental action.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH ARTICLES OF CHARGES FRAMED AGAINST SRI ARJI DURGARAO, ASSISTANT MARKET SUPERVISOR, INTEGRATED CHECKPOST, PURUSHOTTAPURAM, ICHAPURAM MANDAL,SRIKAKULAM DISTRICT IN SC.NO.1/SC-ACB/VZM/2014 OF ACB VIZIANAGARAM RANGE.

1	Original Surprise Check Proceedings Dated: 17-01-2014 at 0030 hrs to 0715 PM drafted at Integrated Check Post, Purushottapuram, Ichapuram of Srikakulam District Containing pages 1 to 5.
2	Attendance Register for the month of January,2014 of Integrated Check Post, Ichapuram.
3	Duty Register containing page written pages Nos.1 to 51 of Integrated Check Post, Ichapuram.
4	Personal Cash Declaration Register containing page Nos 1 to 50 maintained from 29.12.2013.
5	Reply from Assistant Director of Marketing, Srikakulam vide Roc.No.14/ A/2015, dated 27-01-2015.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM ARTICLES OF CHARGES FRAMED AGAINST SRI ARJI DURGARAO, ASSISTANT MARKET SUPERVISOR, INTEGRATED CHECKPOST, PURUSHOTTAPURAM, ICHAPURAM MANDAL, SRIKAKULAM DISTRICT IN SC.NO.1/SC-ACB/VZM/2014 OF ACB VIZIANAGARAM RANGE.

1	Sri Annepu Kumara Swamy S/o. Krishna murthy, 54 yrs, Assist BC welfare Officer, Srikakulam.
2	Sri Hanumanthu Venkata Satyannrayana S/o Suryarao, 27 yrs, Building Inspector, Municipal Office, Srikakulam R/o Gopalarapuram village, Palasa mandal. They stated about their presence as official mediators at the time of surprise check conducted on 18-01-2014 from 0030 AM at Integrated Check Post Purushottapuram, Itchapuram and etc facts.
3	Sri D. Ramesh, ACB, Vizianagaram Range, He speak to the facts of his assisting to DSP, ACB, Vizianagaram Range in the surprise check which was conducted on 17/18-01-2014 at Integrated Check Post, Purushottapuram, Itchapuram, observation in disguise during the surprise check at the counters and collection of mamools from the transport drivers, his enquiry and etc facts.
4	Sri S. Laxmoji, ACB, Vizianagaram Range. He speak to the facts of his assisting to DSP, ACB, Vizianagaram Range in the surprise check which was conducted on 17/18-01-2014 at Integrated Check Post, Purushottapuram, Itchapuram, observation in disguise during the surprise check at the counters and collection of mamools from the transport drivers, his enquiry and etc facts.
5	Sri Shaik Ghouse Azad, Inspector, ACB, Vizianagaram Range. He speak to the facts of his assisting to DSP, ACB, Vizianagaram Range in the surprise check which was conducted on 17/18-01-2014 at Integrated Check Post, Purushottapuram, Itchapuram, observation in disguise during the surprise check at the counters and collection of mamools from the transport drivers, his further enquiry and etc facts.
6	Sri Ch. Laxmipathi, Deputy Supdt. of Police, ACB, Vizianagaram Range. He speaks to the facts of his supervision of surprise check against the Integrated Check Post, Itchapuram on 17/18-01-2014 from 0030 hours to 0715 hours and about the collection of mamools by the officials of check post from the transport drivers, seizure of amount and relevant documents and registers during the proceedings etc., facts.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER